

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

KIOBA PROCESSING LLC,

Plaintiff,

v.

AMERICAN EXPRESS COMPANY,

Defendant.

Civil Action No. 1:20-cv-08287-LGS

Jury Trial Requested

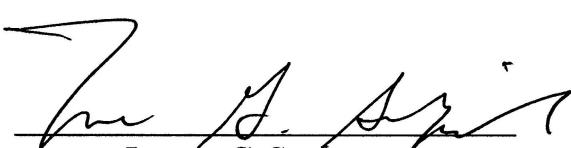
ORDER OF DISMISSAL WITH PREJUDICE

On this day, Plaintiff Kioba Processing LLC (“Plaintiff”) and Defendant American Express Company (“Defendant”) announced to the Court that they have resolved Plaintiff’s claims for relief against Defendant asserted in this case and Defendant’s claims, defenses and/or counterclaims for relief against Plaintiff asserted in this case. Plaintiff and Defendant have therefore requested that the Court dismiss Plaintiff’s claims for relief against Defendant with prejudice and Defendant’s claims, defenses and/or counterclaims for relief against Plaintiff without prejudice, and with all attorneys’ fees, costs and expenses taxed against the party incurring same. The Court, having considered this request, is of the opinion that their request for dismissal should be granted.

IT IS THEREFORE ORDERED that Plaintiff’s claims for relief against Defendant are dismissed with prejudice and Defendant’s claims, defenses and/or counterclaims for relief against Plaintiff are dismissed without prejudice. IT IS FURTHER ORDERED that all attorneys’ fees, costs of court and expenses shall be borne by each party incurring the same.

SO ORDERED.

Dated: January 7, 2021
New York, New York


LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE